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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/589,026	08/10/2006	Harald Buchegger	BUCHEGGER-1 PCT	4165
25889	7590	05/29/2009		
COLLARD & ROE, P.C. 1077 NORTHERN BOULEVARD ROSLYN, NY 11576			EXAMINER SULLIVAN, MATTHEW J	
			ART UNIT	PAPER NUMBER
			3677	
			MAIL DATE	DELIVERY MODE
			05/29/2009	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## **DETAILED ACTION**

### ***Response to Arguments***

Applicant's arguments filed 5/12/09 have been fully considered but they are not persuasive.

Applicant has continued to argue that the nature of the bore taught by Montagner is not substantially a bore and therefore cannot be held obvious over the Applicant's device. Examiner disagrees. Examiner has further consulted several dictionaries and not found a single reference which requires that a bore must necessarily have an axial opening. Furthermore, the claims do not disclose any axial structures.

Applicant has further argued that Schuchard is not combinable with Montagner because the combined structure would have to be inserted as "one building unit" in the housing in an axial direction. Examiner never stated that that the locking units would have to be inserted in an axial direction. Although the locking units are certainly capable of being inserted in an axial direction they are also capable of being inserted in a radial direction. Furthermore, Applicant is arguing based on unclaimed functional language.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MATTHEW SULLIVAN whose telephone number is (571)270-5218. The examiner can normally be reached on Mon-Thurs, 8:00 am - 6:00 pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Victor D. Batson can be reached on 571-272-6987. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Victor Batson/  
Supervisory Patent Examiner, Art Unit 3677

/MATTHEW SULLIVAN/  
Examiner, Art Unit 3677